

2-Way Memo

Subject:

Subpoena

From :

Wamen Llewellyn
Regional Counsel

INSTRUCTIONS

Use routing symbols whenever possible.

SENDER (Originator of message):

Use brief, informal language.

Conserve space.

Forward original and one copy.

RECEIVER (Replier to message):

Reply below the message, keep one copy, return one copy.

DATE OF MESSAGE

10/15/74

ROUTING SYMBOL

SIGNATURE OF ORIGINATOR

Michael V. Polts

TITLE OF ORIGINATOR

FOLD

INITIAL MESSAGE

FOLD

Attached is a copy of the Subpoena Duces Tecum
I received for my deposition in the action of the
State of New Jersey Plaintiff vs PSC resources in
the matter of Diamond Head U.I and Retiring Payroll

As we discussed I will go to the office of Charles
Maddell but the question remains who will provide me

REPLY MESSAGE

legal counsel as I represent the actions of the
U.S. Government in this action?

C.L. Metzger
Rbl

On this date

510278



To :



DATE OF REPLY

ROUTING SYMBOL

SIGNATURE OF REPLIER

TITLE OF REPLIER

CHARLES F. MANDELL

A PROFESSIONAL CORPORATION
COUNSELLOR AT LAW
190 LINCOLN HIGHWAY
EDISON, NEW JERSEY 08817

CHARLES F. MANDELL

PAUL H. SHUR
N.J. & FLA. BAR

AREA CODE 201

494-3333

October 12, 1979

Mr. Michael Polito
U.S. Environmental Protection Agency
Raritan GSA Depot
Building 209
Woodbridge Avenue
Edison, New Jersey 08817

RE: Department of Transportation of the State
of New Jersey vs. PSC Resources, Inc., et als.

Dear Mr. Polito:

We enclose herewith a Subpoena Duces Tecum in connection with the above matter. Our office has confirmed with Thomas Germine, DAG, that you will be available for the taking of your deposition on Monday, October 22, 1979, commencing at 10:00 a.m.

We understand that your schedule is quite heavy, and, accordingly, we will make every effort to expedite the deposition within reason.

We thank you for your willingness to appear and for your agreeing to do the same without our resort to formal service of a subpoena upon you.

Very truly yours,



PAUL H. SHUR

PHS/mgu
Enc.

cc: Daniel L. Martin, Esq. (w/enc.)
Thomas J. Germine, DAG (w/enc.)

1. Called. Past Conversation with Germaine - should be held at Edison.
2. Called Regional Counsel - Deposition to be taken all to go to their offices.

CHARLES F. MANDELL, P.A.
190 Lincoln Highway
Edison, New Jersey 08817
(201) 494-3333
Attorneys for Defendant,
PSC Resources, Inc.

DEPARTMENT OF TRANSPORTATION OF
THE STATE OF NEW JERSEY

Plaintiff,

-vs-

PSC RESOURCES, INCORPORATED, a
Delaware corporation, et als.,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
HUDSON COUNTY

Docket No. L-1718-77

Civil Action

SUBPOENA DUCES TECUM

TO: Mr. Michael Polito
U.S. Environmental Protection Agency
Raritan GSA Depot
Building 209
Woodbridge Avenue
Edison, New Jersey 08817

Pursuant to Rule 4:14-7 of the Courts of New Jersey,
you are hereby directed to appear at the offices of Charles F.
Mandell, P.A., 190 Lincoln Highway, Edison, New Jersey 08817,
on oral deposition before a person authorized by the laws of
the State of New Jersey to administer oaths in an action
pending in the Superior Court of New Jersey, Law Division,
Hudson County, on Monday, October 22, 1979, commencing
at 10:00 o'clock in the forenoon and continuing from day to day

thereafter until completed with respect to all subject matters of the within captioned action, at which time and place the deposition of Michael Polito will be taken as to his knowledge that is the subject of the Complaint.

You are further commanded to bring with you at the time and place aforesaid, all such documents, as that term is hereinafter defined, which refer or relate in any way to the subject matter of the Complaint filed in this matter.

PLEASE TAKE FURTHER NOTICE that, for the purpose of this notice, the term "documents" shall include, inter alia, correspondence, records, reports, memoranda, notes, diaries, studies, directives, bulletins, blueprints, drawings, tracings, photographs, notebooks, logs, financial statements, books of account, vouchers, deposit slips, invoices, files and any other writings, regardless of the manner in which produced by any other process, including records of any telephone conversations or recordings by electronic equipment.

PLEASE TAKE FURTHER NOTICE that, each request for a document or documents shall be deemed to call for the production of the original document or documents, to the extent that they are in or subject to, directly or indirectly, the control of Jim Millar. In addition, each request should be considered as including all copies and to the extent applicable, preliminary drafts of documents which, as to content, differ

in any respect from the original or final draft or from each other (e.g., by reason of handwritten notes or comments having been added to one copy of a document but not on the original or other copies thereto).

CHARLES F. MANDELL, P.A.
Attorneys for Defendant;
PSC Resources, Incorporated

By: 

PAUL H. SHUR

DATED: October 12, 1979

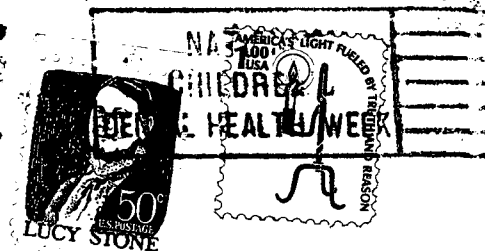
CHARLES F. MANDELL

A PROFESSIONAL CORPORATION

COUNSELLOR AT LAW

190 LINCOLN HIGHWAY

EDISON, NEW JERSEY 08817



Mr. Michael Polito
U.S. Environmental Protection Agency
Raritan GSA Depot
Building 209
Woodbridge Avenue
Edison, New Jersey 08817